

Clemson University
Clemson, South Carolina

MINUTES

of the meeting of
THE CLEMSON UNIVERSITY
BOARD OF TRUSTEES

Held in the Board Room, Sikes Hall

May 7, 1977

The Board convened at 9:00 a.m. with the following members present: Paul W. McAlister, Chairman, presiding; Robert R. Coker, T. Kenneth Cribb, W. G. DesChamps, Jr., E. Oswald Lightsey, Buck Mickel, Paul Quattlebaum, Jr., D. Leslie Tindal and James M. Waddell, Jr.

Others present were: Robert C. Edwards, Walter T. Cox, Victor Hurst, Stanley G. Nicholas, Melford A. Wilson, George H. Aull, Jr., Davis T. Moorhead, Raymond Noblet, John Michael Baxley, Melvin C. Long, E. N. Tyndall, Ben W. Anderson and Joseph B. McDevitt, Secretary.

Item 1. Minutes

The minutes of the meeting of January 15, 1977, heretofore submitted by mail to all members of the Board of Trustees, were approved as submitted.

Item 2. Swine Import Regulations

Statement: Representatives of the South Carolina Pork Producers Association, the South Carolina Purebred Swine Breeders Association, and the Pee Dee Pork Producers Association requested a change in South Carolina swine import regulations to require a 30-day negative pseudorabies test on all breeding swine entering the State. The State Veterinarian and the Dean of the College of Agricultural Sciences recommended approval of the request.

This action required an amendment to the Animal Health Regulations which are promulgated by the Board of Trustees under authority of Sections 6-491 and 6-493 of the Code of Laws of South Carolina, 1962, as amended. The only change required in the regulations was the addition of the following sentence: "All breeding swine must be negative to an official test for pseudo-rabies within 30 days prior to entry."

Pursuant to recommendation of the Administration, the Executive Committee, by mail ballot dated February 2, 1977, amended Regulation No. 7 and the Secretary of the Board of Trustees on that date, certified the amended Regulation to the Legislative Council for promulgation.

Recommendation of the Executive Committee: That the Board of Trustees confirm and ratify the mail ballot action by the Executive Committee of February 2, 1977, amending the Swine Import Regulations.

Board Action: Confirmed and ratified.

Item 3. Seed Certification Standards and Fees

Statement: Title 3, Section 441, Code of Laws of South Carolina, 1962, as amended, gave authority in 1945 for Clemson University (then College) "to inaugurate a program of seed and plant certification which shall have as its aim the fostering of the production and distribution of pure varieties of seeds and plants in South Carolina." It further authorized the University "to promulgate rules and regulations and provide other facilities" necessary to accomplish that aim. A certification program was established, seed standards have been promulgated, and a fee schedule is being implemented. The entire program is regarded as being properly carried out within the broad purview of the authorizing legislation. *and regulations*

The Head, Department of Seed Certification, recommended revision of the standards for the sole purpose of bringing South Carolina standards into line with Federal standards, and increases in certification fees for Field Inspection and Tags to reflect increased costs of administering the program.

Pursuant to recommendation of the Administration, the Executive Committee, by mail ballot dated February 15, 1977, approved revision of the Seed Certification Standards and increases in the schedule of Inspection and Tag Fees, and the Secretary of the Board of Trustees, on that date, certified the changes to the Legislative Council for promulgation.

Recommendation of the Executive Committee: That the Board of Trustees confirm and ratify the mail ballot action by the Executive Committee of February 15, 1977, revising the Seed Certification Standards and increasing

the schedule of Inspection and Tag Fees.

Board Action: Confirmed and ratified.

Item 4. Pest Regulations Act 220 of 1975

Statement: Pest Regulations Act 220 of 1975 enacted the South Carolina Pest Control Act. It designated the Division of Regulatory and Public Service Programs of Clemson University as the State agency to administer the Act and made the Director of that Division responsible, after due notice and public hearing, to make appropriate regulations for carrying out the provisions of the Act. Hearings were held and regulations were recommended by the Director. Unlike other pest control public service responsibilities which are statutorily assigned to Clemson University and which require promulgation of regulations by the State Crop Pest Commission, Act 220 does not have such a requirement. It merely requires promulgation of regulations by the Director. Nevertheless, it was considered inappropriate that regulations having general public applicability and legal effect be issued by a Division of Clemson University without the approval of the State Crop Pest Commission.

Pursuant to recommendation of the Administration, the State Crop Pest Commission, by mail ballot dated February 15, 1977, approved the regulations and the Secretary of the Board by certificate of that date forwarded the regulations to the Legislative Council for promulgation.

Recommendation of the Executive Committee: That the Board of Trustees confirm and ratify the mail ballot action by the South Carolina Crop Pest Commission of February 15, 1977, approving regulations for the administration of Pest Regulations Act 220 of 1975.

Board Action: Confirmed and ratified.

Item 5. Resolution of Appreciation for Evelyn Jordan

Statement: Jordan Hall was dedicated on Monday, April 18, 1977, and Mrs. Evelyn Jordan was present. It was considered appropriate that a Resolution of Appreciation be presented to her by the Chairman of the Board of Trustees at the luncheon following the ceremony.

Pursuant to recommendation of the Administration the members of the Board of Trustees, by mail ballot dated March 15, 1977, approved the following resolution honoring Mrs. Evelyn Jordan.

WHEREAS, Clemson University desires to recognize
in perpetuity with deep appreciation and gratitude Marshall
and Evelyn Jordan for their devotion and generosity to Clemson
University, and

WHEREAS, Marshall Jordan in his lifetime was an unselfish and untiring devotee of higher education and a truly outstanding and public-spirited citizen of South Carolina and the State of California, and

WHEREAS, as a Clemson alumnus he gave willingly, quietly and effectively of his time, his energy, his talents and his resources to further the growth and effectiveness of Clemson University, and

WHEREAS, Evelyn Jordan has exhibited that same devotion and dedication to Clemson University and has given unsparingly of herself to embrace the mission of higher education as exemplified by Clemson University, and

WHEREAS, Marshall and Evelyn Jordan, through their foresight and generosity, have made possible a unique state-wide laboratory and education center, Jordan Hall, in which students and scientists will explore and pursue the study of biological sciences and related academic and research programs in the College of Sciences,

NOW, THEREFORE, BE IT RESOLVED, That the Board of Trustees and the Administration of Clemson University, hereby express and make record of their deep appreciation of the wisdom, character and great capacity for accomplishment of Marshall and Evelyn Jordan and hereby recognize their immeasurable contribution to the physical growth and academic maturity of Clemson University.

Recommendation of the Executive Committee: That the Board of Trustees confirm and ratify its adoption by mail ballot of March 15, 1977, of the above Resolution of Appreciation for Evelyn Jordan.

Board Action: Confirmed and ratified.

Item 6. University Traffic Code

Statement: The University Traffic Code is a municipal ordinance adopted by the Board of Trustees of Clemson University under the authority of Section 59-119-320, Code of Laws of South Carolina, 1976. The Code is annually updated to reflect changes considered advisable or necessary.

For some time it has been apparent to the Administration that a graduated penalty system, rather than increased penalties, would probably be the optimum means for reducing the number of violations by penalizing repeated offenders. However, such a system requires computerization, and priorities heretofore assigned the Division of Administrative Programming Services have precluded that Division from developing the necessary computer program. Accordingly, as an interim measure to solve the problem of repeated offenses the Administration recommended and the Executive Committee, by mail ballot of March 24, 1977, approved an increased penalty system for use next fall.

Since that committee action a change in future computer service needs has enabled a revision to be made in priorities of the Division of Administrative Programming Services and top priority has been assigned to the development of the graduated penalty system. This will make it possible to adopt such a system during the fall semester, 1977. The system, in outline, would be as follows:

(a) The penalty for not displaying a decal or improper display of decal and for parking in handicapped zones would be \$15.00; the penalty for parking in a posted restricted zone would be \$5.00; and the penalty for towable offenses would be \$13.00.

(b) Penalties for all other violations would be graduated beginning with a penalty of \$2.00 for the first (1st) and second (2nd) offenses; \$4.00 for the third (3rd); \$6.00 for the fourth (4th); and \$6.00 for each subsequent offense.

(c) Article 9 would be deleted from Chapter 6 of the Traffic Code. This action would eliminate the more than four (4) unpaid ticket tow list and retain the ten (10) ticket tow list.

(d) The Graduated Penalty System would become effective during the Fall Semester 1977, after being published three (3) consecutive times in the student newspaper.

Recommendation of the Executive Committee: That the revision of the University Traffic Code, adopted by the Executive Committee by mail ballot on March 24, 1977, be rescinded, and that the Administration be authorized to make appropriate revisions to the Traffic Code which will embody the Graduated Penalty System set forth above.

Board Action: Approved.

Item 7. Increase in Student Fees

Statement: Based on information currently available, State agencies will be required to absorb a major portion of the employee base pay increase mandated for the next fiscal year. The portion of the base pay increase which Clemson University must absorb has been calculated to be \$755,121. In addition, Clemson must also absorb approximately \$555,153 of employer costs for employee fringe benefits which previously were paid in total by the State. Essential increases in expenditures above the current year's levels (excluding compensation adjustments) have been projected to be \$615,000 for the Educational and General division. In order to provide the minimum required revenues, an increase in the University Fee in the amounts of \$50 per semester for South Carolina residents and \$125 per semester for nonresidents was recommended by the Administration, effective with the fall semester 1977-78. The following tables show estimated revenues and expenditure budgets for both the current year and for 1977-78:

UNIVERSITY FEE

University Fee Per Semester for Full-Time Students

	<u>Current</u>	<u>Proposed</u>
S. C. Resident	\$ 240.00	\$ 290.00
Nonresident	515.00	640.00

University Fee Per Credit Hour for Part-Time Students

S. C. Resident	\$ 18.00	\$ 22.00
Nonresident	39.00	48.00

University Fee Per Credit Hour for Auditing

S. C. Resident	\$ 9.00	\$ 11.00
Nonresident	19.50	24.00

MEDICAL FEES

The University Fee does not cover costs of the Student Health Service. Under State law, fees applicable to Student Health Services must be sufficient to cover fully the cost of providing such services. In order to provide for the increased costs of operation of the Student Health Service, the Administration recommended that the Medical Fee semester charges for

both full-time South Carolina resident and full-time non-resident students be increased from \$40 per student to \$45 per student, beginning with the fall semester, 1977-78, and that the Administration be authorized and directed to use the new rate as a guide for determining the rates for periods of less than one semester, beginning with the fall semester, 1977-78.

The above recommendations were presented to and approved by the Budget and Finance Committee and the Executive Committee of the Board of Trustees, and the Chairman of the Board authorized the Administration to request approval by mail of the entire Board. Pursuant to the recommendation of the Administration, the Board of Trustees, by mail ballot dated April 1, 1977, approved the changes in the University Fee and in the Medical Fee as set forth above to become effective with the fall semester, 1977-78.

Recommendation of the Executive Committee: That the Board of Trustees confirm and ratify its mail ballot action of April 1, 1977, approving the changes set forth above in the University and Medical Fees, to become effective with the fall semester, 1977-78.

Board Action: Confirmed and ratified.

Item 8. Selection of Successor to Vice President for Business and Finance

Statement: At its meeting on September 10, 1976, the Board of Trustees adopted the "Clemson University, Selection Process, Vice President for Business and Finance, September 1976." The Selection Process provided that the Chairman of the Board appoint a Screening Committee for the screening of all candidates, and further specified the manner in which the final selection of a successor would be made as follows:

"It will be the prerogative and the responsibility of the President, in consultation with the other members of the Screening Committee, to recommend the candidate to be appointed.

"The President's recommendation will be made to the Executive Committee of the Board for its consideration and recommendation to the full Board."

The Screening Committee completed its assignment and the President recommended that Mr. Melvin E. Barnette be appointed to succeed Mr. Melford A. Wilson, effective July 1, 1977. The recommendation was approved by the

Executive Committee of the Board of Trustees. Pursuant to recommendation of the Executive Committee, the Board of Trustees, by mail ballot dated April 13, 1977, approved the appointment of Mr. Melvin E. Barnette.

Recommendation of the Executive Committee: That the Board of Trustees confirm and ratify its mail ballot approval of April 13, 1977, of the appointment of Mr. Melvin E. Barnette as Vice President for Business and Finance, effective July 1, 1977.

Board Action: Confirmed and ratified.

Item 9. Removal of Professional Cooperative Extension Service, Regulatory and Public Service, and Livestock-Poultry Health Division Personnel from the State Classification and Compensation System

Statement: For some time, the Clemson University Cooperative Extension Service has been experiencing difficulty in recruiting, retaining and promoting competent county staff. At the present time, there are approximately fifty (50) vacant positions at the county level. This is due almost entirely to a shortage of available funds. In order to make the best use of existing staff, authority is needed to promote and transfer personnel to solve some of the more pressing vacancies. At the present time some of the county staff members are included in the State Classification and Compensation Plan, and some have been exempted from the plan. This problem has been discussed with officials of the State Personnel Division and agreement has been reached that the best solution to resolve the situation would be to remove all county professional staff from the State Classification and Compensation Plan. A similar problem exists with respect to recruiting and retaining qualified individuals for professional positions in the other public service divisions of Clemson University. It is essential that capable, well-trained individuals be recruited and retained by the Regulatory and Public Service Division and the Livestock-Poultry Health Division to implement consumer protection and quality control laws and regulations. Section 8-11-270, Code of Laws of South Carolina 1976, provides that personnel employed by a State institution of higher learning may be exempted from the State Classification and Compensation Plan upon recommendation by its governing body and approval by the State Budget and Control Board.

Recommendation of the Executive Committee: That the Board of Trustees approve a recommendation by the Administration to the State Budget and Control Board that personnel comprising the professional county staff members of the Clemson University Cooperative Extension Service, as well as professional Regulatory and Public Service and Livestock-Poultry Health Division personnel of Clemson University who have not heretofore been exempted from the State Classification and Compensation Plan, be so exempted.

Board Action: Approved.

Item 10. South Carolina Wildlife and Marine Resources Department --
Request for Land at Pee Dee Experiment Station

Statement: The Executive Director of the South Carolina Wildlife and Marine Resources Department (Department) inquired whether a two-acre site known as A-12 at the Pee Dee Nettles Place is available for transfer to the Department for the establishment of a radio base facility to serve Districts 7 and 8 of the Department's law enforcement structure. The Superintendent of the Pee Dee Station, the Director of the South Carolina Experiment Station and the Dean of the College of Agricultural Sciences interpose no objection to the transfer. The Department was notified that, in accordance with past procedure, the University would require either (1) payment of current fair market value for the land or (2) that the land be acquired at no cost to the Department, pursuant to Act of the General Assembly which also provides that the University will be credited by the State Budget and Control Board with the value of the property transferred. The second method of transfer is acceptable to the Department, and the University has been provided by the legal section of the Department with a plat and survey of the tract as well as a prepared deed.

Recommendation of the Executive Committee: That Tract A-12 at the Pee Dee Nettles Place be transferred to the Department, pursuant to Act of the General Assembly to be sponsored by the Department.

Board Action: Approved.

Item 11. Request for Building Site, Forest Service

Statement: In 1974 the Forest Service, U. S. Department of Agriculture, established a cooperative Wildlife-Recreation Research unit at Clemson University as the center for research in forest wildlife and forest recreation for the entire Southern Appalachian and Piedmont regions of the Southeast.

Under the cooperative agreement the Forest Service has, at this time, four full-time scientists engaged in research primarily related to endangered animal and plant species and to the relationship between public and private suppliers of forest recreation. These four scientists and support personnel presently are housed in the Forest and Recreation Resources Building and are working directly with faculty members in Forestry and in Recreation and Park Administration.

The establishment of this cooperative research unit has resulted in research support to Clemson University faculty and graduate students in several departments. Also, the Forest Service scientists have lectured in regular courses at Clemson and serve on Graduate Student Advisory Committees. They hold Adjunct Faculty appointments. Through these cooperative

efforts the work of Clemson University and its service to students and the public is being enlarged and strengthened. It is anticipated that this joint effort will continue.

The Forest Service plans to expand the project at Clemson to approximately 12 scientists, with support personnel, within the next 5 years. They would like to plan a separate research facility (laboratory and offices) at Clemson, but in order to continue the close working relationship with the College of Forest and Recreation Resources and with several departments in other colleges, they would like to build a facility on campus in close proximity to and within easy walking distance of the Forest and Recreation Resources Building and Agricultural Sciences complex.

The Forest Service desires to request planning and construction funds for the first phase of the facility in their next fiscal year budget request, now being prepared, but in order to do so they need assurances that a building site would be available. Several on-campus sites have been examined jointly by University and Forest Service personnel, and a ten-acre tract situated east of Cherry Road and north of Perimeter Road is acceptable to both.

If the site is approved and money is appropriated, the earliest that planning and construction could begin would be 1979. The first phase of construction would be an office-laboratory building of approximately 20,000 square feet, a warehouse-workshop complex with 2400 square feet, and a headhouse-greenhouse of 5000 square feet. There would be on-site parking facilities for all Forest Service personnel and visitors. A later phase of construction would approximately double the size of the main facility. Architecture would be coordinated with University standards.

In order that the Forest Service might include the needed funding in their budget process, a Resolution of Intent on the part of the University to make the site available is needed. This would be followed by a long-term site lease when planning and construction funds are available to the Forest Service.

Recommendation of the Executive Committee: That the Administration be authorized to prepare and submit to the Forest Service of the United States Department of Agriculture an appropriate Resolution of Intent to make approximately ten (10) acres of land situated immediately east of Cherry Road and north of Perimeter Road available to the Forest Service for the establishment on campus of a research facility of the Southeastern Forest Experiment Station.

Board Action: Approved.

Item 12. Selection Process for President

Statement: The incumbent President of Clemson University is scheduled for retirement on June 30, 1979. The Board of Trustees has determined to set in motion well in advance of that date the selection process for locating a successor president. It is the intent of the Board to employ a successor who will serve as President-Elect for not more than ninety (90) days to ensure an orderly transition in the administration of the University. On June 19, 1976 the Board of Trustees ratified the appointment by the Chairman of a Special Committee of three Trustees to develop the selection process to be used. The Special Committee submitted an Interim Report to the Executive Committee recommending that it be distributed to representatives of the faculty, staff, students, alumni and the Foundation for comment and recommendation prior to being presented to and adopted by the Board in final form.

Recommendation of the Executive Committee: That the Interim Report of the Special Committee, as modified and revised by the Executive Committee, be approved by the Board of Trustees for distribution for comment and recommendation.

Board Action: Approved.

Item 13. Statutory Roll Call Vote

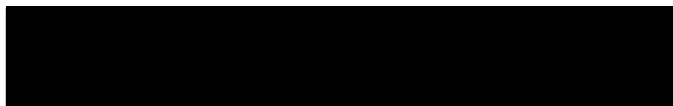
Resolution: RESOLVED, that all measures and recommendations made at this, the May 7, 1977 meeting, which according to the By-Laws require a roll call vote of nine or more members, be hereby adopted and confirmed, and that the Vice President for Business and Finance be authorized to issue his checks for all expenditures authorized at this meeting.

Board Action: The Resolution was adopted with nine members present voting "Aye."

Item 14. Adjournment

There being no further business, the meeting of the Board was adjourned.

Respectfully submitted,



Joseph B. McDevitt

Secretary of the Board of Trustees